

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA OF  
NORTHERN DIVISION

HENRY JOINER,	)	
	)	
Plaintiff,	)	
v.	)	CASE NO. 2:07-cv-381-MEF
	)	WO
D. T. MARSHALL, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The plaintiff's Motion for Reconsideration (Doc. #4) filed on May 18, 2007 which the court construes as an objection to the Recommendation of the Magistrate Judge is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #3) filed on May 7, 2007 is adopted;
3. This case is DISMISSED without prejudice for plaintiff's failure to pay the full filing fee upon the initiation of this case.

DONE this the 25th day of May, 2007

/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE